

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

BADGER DAYLIGHTING GULF	:	
COAST, LLC,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	CIVIL ACTION 10-0536-CG-M
	:	
CATERPILLAR, INC.,	:	
	:	
Defendant.	:	

ORDER

The Court heard from counsel by telephone this date regarding the status of settlement negotiations. This action is tentatively set for a settlement conference on Thursday September 28, 2011, at 9:00 a.m.; however, Defendant will respond to Plaintiff's settlement demand **not later than Wednesday, July 20, 2011**, after which counsel will call the undersigned to further discuss the feasibility of a settlement conference.

DONE this 15th day of July, 2011.

s/BERT W. MILLING, JR.
UNITED STATES MAGISTRATE JUDGE